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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/792,268	03/03/2004	Stephen G. Evangelides JR.	9005/45

27774
 MAYER, FORTKORT & WILLIAMS, PC
 251 NORTH AVENUE WEST
 2ND FLOOR
 WESTFIELD, NJ 07090



CONFIRMATION NO. 4231

FORMALITIES LETTER



OC000000012768811

Date Mailed: 05/25/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$450** for a Small Entity

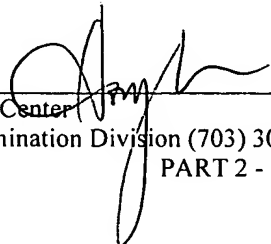
- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

08/03/2004 EFLORES 00000086 501047 10792268

01 FC:2001 385.00 DA
 02 FC:2051 65.00 DA

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.
9005/45

In Re Application Of: Stephen G. Evangelides, Jr. et al.

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/792,268	03/03/2004	unassigned	27774	2633	4231

Invention: **OPTICAL PERFORMANCE MONITORING BETWEEN TERMINAL EQUIPMENT AND
OPTICAL INTERFACE TO AN OPTICAL SUBMARINE TRANSMISSION LINE**



Mail Stop Missing Parts

COMMISSIONER FOR PATENTS:

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on
5/25/2004
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☐ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☒ A properly signed oath or declaration in compliance with 37 CFR 1.63.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☒ _____ verified small entity declaration(s)
 - ☐ is/are attached.
 - ☒ was/were filed on 03/03/2004
- ☐ A separate request for refund.

☒ Other (list):

Preliminary Amendment (6 pages)
IDS Form 1449 (2 pages)
IDS Transmittal Form (3 pages)
Postcard

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Small Entity)**

Docket No.
9005/45

In Re Application Of: Stephen G. Evangelides, Jr. et al.

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/792,268	03/03/2004	unassigned	27774	2633	4231

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TO THE COMMISSIONER FOR PATENTS:

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☒ Completion of application fees as calculated below:

☒ Utility application filing fee \$385.00

☐ Design application filing fee _____

☒ Total number of independent claims = 3 _____

☒ Total number of claims = 19 _____

☐ Multiple dependent claims _____

☒ Surcharge for late payment of filing fee and/or late filing of original declaration or oath \$65.00

☐ Petition and fee for filing by other than all the inventors or a person not the inventor _____

☐ Fee for processing an application filed with a non-English language specification _____

☐ Fee for processing and retention of application _____

Total completion of application fees \$450.00

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month ☐ Two months ☐ Three months ☐ Four months ☐ Five months

from: _____ until: _____
Date Date

Total time extension fees _____

Total fees due \$450.00

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Small Entity)**

Docket No.
9005/45

In Re Application Of: Stephen G. Evangelides, Jr. et al.

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/792,268	03/03/2004	unassigned	27774	2633	4231

Invention: **OPTICAL PERFORMANCE MONITORING BETWEEN TERMINAL EQUIPMENT AND AN
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TO THE COMMISSIONER FOR PATENTS:

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The fee of **\$450.00** is to be paid as follows:

- ☐ A check in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **50-1047**
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **50-1047**

Signature

Dated: 7/26/04

Stuart H. Mayer Reg. No. 35, 277
Mayer Fortkort & Williams PC
251 North Ave. West
2nd floor
Westfield, NJ 07090

I certify that this document and fee is being deposited on 7/26/04 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Debra Rosenbaum

Typed or Printed Name of Person Mailing Correspondence

CC: